

SUBCHAPTER II—NORTH ATLANTIC TREATY NATIONS

§§ 1591 to 1594. Repealed. Aug. 26, 1954, ch. 937, title V, § 542(a)(5), 68 Stat. 861

Section 1591, acts Oct. 6, 1949, ch. 626, title I, § 101, 63 Stat. 715; July 26, 1950, ch. 491, § 1, 64 Stat. 373, related to form of assistance and agreements concerning use.

Section 1592, acts Oct. 6, 1949, ch. 626, title I, § 102, 63 Stat. 715; July 26, 1950, ch. 491, § 2, 64 Stat. 374, related to appropriations.

Section 1593, act Oct. 6, 1949, ch. 626, title I, § 103, 63 Stat. 715, related to additional contract authorizations.

Section 1594, acts Oct. 6, 1949, ch. 626, title I, § 104, 63 Stat. 715; July 26, 1950, ch. 491, § 3, 64 Stat. 374, related to limitation on use of funds.

See section 2151 et seq. of this title.

SUBCHAPTER III—OTHER NATIONS

§§ 1601 to 1604. Repealed. Aug. 26, 1954, ch. 937, title V, § 542(a)(5), 68 Stat. 861

Section 1601, acts Oct. 6, 1949, ch. 626, title II, § 201, 63 Stat. 716; July 26, 1950, ch. 491, § 5, 64 Stat. 375, related to appropriations for Greece, Turkey, and Iran.

Section 1602, acts Oct. 6, 1949, ch. 626, title III, § 301, 63 Stat. 716; July 26, 1950, ch. 491, § 6, 64 Stat. 375, related to military assistance to Republics of Korea and Philippines.

Section 1603, acts Oct. 6, 1949, ch. 626, title III, § 302, 63 Stat. 716; July 26, 1950, ch. 491, § 7, 64 Stat. 375, related to appropriations for military assistance to Republics of Korea and Philippines.

Section 1604, acts Oct. 6, 1949, ch. 626, title III, § 303, 63 Stat. 716; July 26, 1950, ch. 491, § 8, 64 Stat. 375, related to appropriations for general area of China.

See section 2151 et seq. of this title.

CHAPTER 20A—MUTUAL DEFENSE ASSISTANCE CONTROL PROGRAM

SUBCHAPTER I—WAR MATERIALS

§§ 1611 to 1611d. Omitted

CODIFICATION

Sections, act Oct. 26, 1951, ch. 575, title I, §§ 101–105, 65 Stat. 645; H. Res. 163, Mar. 19, 1975, were superseded, effective October 1, 1979, by section 2416(e) of Title 50, Appendix, War and National Defense. See section 2401 et seq. of Title 50, Appendix.

Section 1611 set forth the Congressional declaration of policy.

Section 1611a related to responsibility for administration.

Section 1611b related to determinations respecting items to be embargoed.

Section 1611c related to resumption of assistance upon determination of compliance by the President.

Section 1611d defined “assistance” for purposes of this chapter.

SHORT TITLE

Act Oct. 26, 1951, ch. 575, § 1, 65 Stat. 645, which provided that this chapter be cited as the “Mutual Defense Assistance Control Act of 1951”, was superseded, effective October 1, 1979, by section 2416(e) of Title 50, Appendix, War and National Defense.

SUBCHAPTER II—OTHER MATERIALS

§§ 1612 to 1612b. Omitted

CODIFICATION

Sections, act Oct. 26, 1951, ch. 575, title II, §§ 201–203, 65 Stat. 646, were superseded, effective October 1, 1979, by section 2416(e) of Title 50, Appendix, War and Na-

tional Defense. See section 2401 et seq. of Title 50, Appendix.

Section 1612 related to regulation of exports other than war materials.

Section 1612a related to negotiations with recipient countries for control of exports.

Section 1612b related to termination of assistance upon determination by the President.

SUBCHAPTER III—GENERAL PROVISIONS

§§ 1613 to 1613d. Omitted

CODIFICATION

Sections, acts Oct. 26, 1951, ch. 575, title III, §§ 301–305, 65 Stat. 647; Sept. 4, 1961, Pub. L. 87–195, pt. IV, § 703(a), 75 Stat. 463; Oct. 19, 1980, Pub. L. 96–470, title I, § 111(a), 94 Stat. 2239, were superseded, effective October 1, 1979, by section 2416(e) of Title 50, Appendix, War and National Defense. See section 2401 et seq. of Title 50, Appendix.

Section 1613 set forth provisions relating to cooperation in the program by non-recipient countries.

Section 1613a related to duties of the Administrator with respect to this chapter.

Section 1613b related to applicability of other Federal statutory provisions and to availability of funds.

Section 1613c related to charging expenses to local-currency funds.

Section 1613d authorized appropriations necessary to carry out the objectives of this chapter.

CHAPTER 21—SETTLEMENT OF INTERNATIONAL CLAIMS

SUBCHAPTER I—GENERAL PROVISIONS

- | | |
|--------|--|
| Sec. | |
| 1621. | Definitions. |
| 1622. | Establishment of Commission. |
| | (a), (b) Repealed. |
| | (c) Rules and regulations; termination date; removal of personnel; reports. |
| 1622a. | Transfer of Foreign Claims Settlement Commission of the United States to Department of Justice. |
| 1622b. | Transfer of functions, powers, and duties of Foreign Claims Settlement Commission of the United States. |
| 1622c. | Membership of Foreign Claims Settlement Commission of the United States. |
| | (a) Composition of Commission; appointment and compensation of Chairman. |
| | (b) Appointment and compensation of members other than Chairman. |
| | (c) Terms of office. |
| | (d) Continuation in office of existing members. |
| 1622d. | Appointment and compensation of officers and employees of Foreign Claims Settlement Commission of the United States; allowances and benefits; utilization of other Federal facilities. |
| 1622e. | Vesting of all non-adjudicatory functions, powers, and duties in Chairman of Foreign Claims Settlement Commission of the United States. |
| 1622f. | Administrative support and services to Foreign Claims Settlement Commission of the United States by Attorney General. |
| 1622g. | Independence of Foreign Claims Settlement Commission of the United States; finality of Commission decisions. |
| 1623. | Claims. |
| | (a) Jurisdiction of Commission; bases for determination; fair market value. |
| | (b) Notice of filing time; publication; basis of decisions; finality of decision. |

Sec.		Sec.	
	(c) Administration of oaths; examination of witnesses; subpoenas; reporting of hearings; witness fees; contempt.		(d) Fund for debt payments.
	(d) Depositions.		(e) Amount payable; disallowance; notice; review; additional evidence; judgment.
	(e) Penalties.		(f) Schedule of debt claims allowed; notice; review; additional evidence; intervention; judgment.
	(f) Attorney's fees; limitation.		(g) Priority of claims.
	(g) Representation by United States; payments.		(h) Priority as debt due United States.
	(h) Notification of disposition of claims; right to hearing; finality of Commission's decision.		(i) Exclusiveness of relief.
	(i) Separation of awards.	1631h.	Hearings on claims; rules and regulations; delegation of powers.
	(j) Compliance with administrative procedure law.	1631i.	Limitations.
	(k) Compliance with principles of international law, justice and equity; fair market value.	1631j.	Fees of agents, attorneys, or representatives.
1624.	Certification of awards; certification of claims.	1631k.	Taxes.
1625.	Omitted.		(a) Liability.
1626.	Payments.		(b) Payment by designee; liability of former owner; enforcement of tax liability; transfer of property.
	(a) Principal and interest; regulations.		(c) Computation; suspension of limitations.
	(b) Deductions; coverage into Treasury; reimbursement for expenses.		(d) "Tax" defined.
	(c) To whom made; exceptions.	1631l.	Determination of expenses and time for filing suit, notice of claim and debt claim.
	(d) Erroneous payments as bar to further recovery.	1631m.	Lien, attachment, garnishment, etc., of transferred property.
	(e) Acquiescence in conditions of subchapter.	1631n.	Penalties.
	(f) Non-assumption of liability by United States on claims against foreign governments.	1631o.	Eligibility for return of interest in property.
1627.	Creation of special funds in Treasury.		(a) Persons eligible; determination; prerequisites.
	(a) Credits to, and payment from funds.		(b) Notice of claim; time of claim; fund for payment.
	(b) Credits to Yugoslav Claims Fund; credits to other funds.		(c) Finality of determination.
	(c) Payment of awards.	SUBCHAPTER III—CLAIMS AGAINST BULGARIA, HUNGARY, RUMANIA, ITALY, AND THE SOVIET UNION	
	(d) Payment of balance to Yugoslav Government; certification of adjudication costs; finality of certification.	1641.	Definitions.
	(e) Payments; priorities.	1641a.	Claims funds.
	(f) People's Republic of China; claim payment priorities.		(a) Establishment; coverage into Treasury; deduction.
	(g) Authority to invest and recover expenses from funds.		(b) Bulgarian and Rumanian fund.
SUBCHAPTER II—VESTING AND LIQUIDATION OF BULGARIAN, HUNGARIAN, AND RUMANIAN PROPERTY			(c) Hungarian fund.
1631.	Definitions.	1641b.	Claims of nationals of the United States against Bulgaria, Hungary, and Rumania.
1631a.	Property owned by Bulgaria, Hungary, and Rumania or any national thereof.	1641c.	Claims of nationals of the United States against Italy.
	(a) Vesting of property; liquidation; disposition of net proceeds.		(a) Claims not provided for in peace treaty.
	(b) Net proceeds of property vested in Alien Property Custodian or Attorney General.		(b) Individuals who fail to file claims.
	(c) Determination of ownership by natural person of vested property.		(c) Territory ceded by Italy.
	(d) Furnishing of information; production of books and records.		(d) Time within which to file; publication in Federal Register.
1631b.	Cancellation and issuance of shares of stock or other beneficial interest in corporation.		(e) Certification of awards.
1631c.	Filing of order of conveyance.		(f) Transfers from Italian Claims Fund to War Claims Fund.
1631d.	Acquittance and discharge of obligation.	1641d.	Claims of nationals of the United States against the Soviet Union.
1631e.	Rules by district courts; appeals.		(a) Claims prior to November 16, 1933.
1631f.	Claims to vested property.		(b) Federal and State court judgments.
	(a) Action for return of property; jurisdiction; complaint; custody of property until final determination.		(c) Preferences.
	(b) Notice of claim; review of denial.	1641e.	Filing of claims; notice in Federal Register.
	(c) Exclusiveness of relief.		(a) Time period.
	(d) Recovery for conservation, preservation or maintenance of property.		(b) Property taken in Bulgaria and Rumania.
1631g.	Payment of debts.		(c) Property taken in Hungary.
	(a) Claims allowable; defenses.		(d) Failure to receive notice on Hungarian claims.
	(b) Time limit for filing claims; extension; notice.	1641f.	Amount of award.
	(c) Examination of claims; finality of determination.	1641g.	Certification of awards.
		1641h.	Funds for payment of claims.
		1641i.	Payment of awards.
			(a) Manner of payment.
			(b) Regulations.
			(c) "Award" defined.
			(d) Consolidated award.
		1641j.	Claims by corporations or other legal entities.
		1641k.	Prohibition against payment of award to collaborators or disloyal persons.

Sec.		Sec.	
1641l.	Unpaid balance of claim; claims of United States unaffected.	1643d.	Claims based on ownership interest in or debt or other obligation owing by corporations or other legal entities.
1641m.	Finality of action of Commission.		(a) Nationals of the United States; charge on property.
1641n.	Appropriations.		(b) Direct ownership.
1641o.	Time limitation on completion of affairs of Commission.		(c) Indirect ownership.
	(a) Claims against Russian nationals.		(d) Computation of award.
	(b) Property taken in Bulgaria and Rumania; claims against Italy.	1643e.	Offsets.
	(c) Property taken in Hungary.	1643f.	Action of Commission with respect to claims.
1641p.	Fees of agents, attorneys, or representatives.		(a) Certification of amounts.
	(a) Maximum remuneration; penalty for violation.		(b) Limitation on amount of claims of assignees.
	(b) Petition for payment in excess of maximum; determination by Commission not subject to review.	1643g.	Transfer of records.
1641q.	Applicability of administrative provisions of subchapter I.	1643h.	Applicability of administrative provisions of subchapter I.
	SUBCHAPTER IV—CLAIMS AGAINST CZECHOSLOVAKIA	1643i.	Time limitation on completion of affairs of Commission.
1642.	Definitions.	1643j.	Authorization of appropriations.
1642a.	Financial provisions.	1643k.	Fees for services; limitation; penalty.
	(a) Deposit of proceeds of certain property.	1643l.	Determination of ownership of claims referred by district courts of the United States.
	(b) Creation of Czechoslovakian Claims Fund.	1643m.	Exclusivity of Foreign Claims Settlement Commission certification procedure.
	(c) Voluntary settlement and payment of claims of nationals of the United States.		SUBCHAPTER VI—CLAIMS AGAINST GERMAN DEMOCRATIC REPUBLIC
	(d) Deposit of net proceeds into Fund.	1644.	Congressional declaration of purpose.
	(e) Deductions for expenses.	1644a.	Definitions.
	(f) Disposition of balance of Fund.	1644b.	Receipt and determination of claims; notice by publication in Federal Register.
1642b.	Claims against United States; jurisdiction; limitation; preference; reserve fund.	1644c.	Ownership of claims by nationals.
1642c.	Determination of validity and amount of claims.	1644d.	Claims based on ownership interest in or debt or other obligation owing by corporations or other legal entities.
1642d.	Nationality requirements.		(a) Nationals of the United States; charge on property.
1642e.	Claims based on ownership interest in corporations or other legal entities.		(b) Direct ownership.
	(a) Nationals of United States.		(c) Indirect ownership.
	(b) Direct ownership.		(d) Computation of award.
	(c) Indirect ownership.	1644e.	Offsets.
	(d) Computation of award.	1644f.	Consolidated awards.
1642f.	Prevention of double benefits.	1644g.	Claims Fund; establishment; deductions.
1642g.	Consolidated awards.	1644h.	Certification of amounts; priority of payments.
1642h.	Prohibition against payment of award to certain persons.	1644i.	Time limitation on completion of affairs of Commission.
1642i.	Certification of awards.	1644j.	Transfer of records.
1642j.	Time for filing of claims; notice.	1644k.	Authorization of appropriations.
1642k.	Time limitation on completion of affairs of Commission.	1644l.	Fees for services; limitation; penalty.
1642l.	Payment of awards.	1644m.	Applicability of administrative provisions of subchapter I.
	(a) Manner of payment.		SUBCHAPTER VII—CLAIMS AGAINST VIETNAM
	(b) Regulations.	1645.	Congressional declaration of purpose.
	(c) "Award" defined.	1645a.	Definitions.
	(d) Payment of interest of deceased persons or persons under legal disability.	1645b.	Receipt and determination of claims; notice by publication in Federal Register.
	(e) Partial payments.	1645c.	Ownership of claims by nationals.
1642m.	Fees of attorneys; limitation; penalty.	1645d.	Claims based on ownership interest in or debt or other obligation owing by corporations or other legal entities.
1642n.	Transfer of records.		(a) Nationals of United States; charge on property.
1642o.	Applicability of administrative provisions of subchapter I.		(b) Direct ownership.
1642p.	Authorization of appropriations.		(c) Indirect ownership.
	SUBCHAPTER V—CLAIMS AGAINST CUBA AND CHINA		(d) Computation of award.
1643.	Congressional declaration of purpose.	1645e.	Offsets.
1643a.	Definitions.	1645f.	Certifications; assigned claims.
1643b.	Receipt of claims; determination of amount and validity.	1645g.	Consolidated awards.
	(a) Claims for property loss.	1645h.	Claims Fund; establishment; deductions.
	(b) Claims for disability or death.	1645i.	Award payment procedures.
1643c.	Ownership of claims by nationals.		(a) Certification of amounts.
	(a) Requirements for consideration of claims for property loss.		(b) Priority of payments.
	(b) Requirements for consideration of claims for disability or death.		(c) Regulations.
		1645j.	Settlement period.
		1645k.	Transfer of records.
		1645l.	Authorization of appropriations.

Sec.	
1645m.	Fees for services; limitation; penalty.
1645n.	Applicability of other statutory provisions.
1645o.	Separability.

CHAPTER REFERRED TO IN OTHER SECTIONS

This chapter is referred to in sections 1622b, 1622g, 6082 of this title.

SUBCHAPTER I—GENERAL PROVISIONS

AMENDMENTS

1955—Sections 1621 to 1627 of this title which constituted the International Claims Settlement Act of 1949 were designated title I of such Act, herein referred to as subchapter I, for purposes of codification, by act Aug. 9, 1955, ch. 645, § 1, 69 Stat. 562.

SUBCHAPTER REFERRED TO IN OTHER SECTIONS

This subchapter is referred to in sections 1641q, 1642o, 1643h, 1644m, 1645n of this title; title 50 App. section 2017n.

§ 1621. Definitions

For the purposes of this subchapter—

(a) The term “person” shall include an individual, partnership, corporation, or the Government of the United States.

(b) The term “United States” when used in a geographical sense shall include the United States, its Territories and insular possessions, and the Canal Zone.

(c) The term “nationals of the United States” includes (1) persons who are citizens of the United States, and (2) persons who, though not citizens of the United States, owe permanent allegiance to the United States. It does not include aliens.

(d) The term “Yugoslav Claims Agreement of 1948” means the agreement between the Governments of the United States of America and of the Federal People’s Republic of Yugoslavia regarding pecuniary claims of the United States and its nationals, signed July 19, 1948.

(Mar. 10, 1950, ch. 54, title I, § 2, 64 Stat. 13; Aug. 9, 1955, ch. 645, §§ 1, 2, 69 Stat. 562.)

REFERENCES IN TEXT

For definition of Canal Zone, referred to in subsec. (b), see section 3602(b) of this title.

REFERENCES TO THIS SUBCHAPTER DEEMED TO INCLUDE SECTION 119 OF H.R. 2076

References to this subchapter deemed to include section 119 of H.R. 2076, see section 119(b) of H.R. 2076, as enacted into law by Pub. L. 104-91, set out as an Authority of Foreign Claims Settlement Commission note under section 1644 of this title.

AMENDMENTS

1955—Act Aug. 9, 1955, § 1, amended credit to section by designating act Mar. 10, 1950, as “title I”.

Act Aug. 9, 1955, § 2, substituted “subchapter” for “chapter” in opening phrase.

SHORT TITLE OF 1999 AMENDMENT

Pub. L. 106-155, § 1, Dec. 9, 1999, 113 Stat. 1740, provided that: “This Act [amending provisions set out as a note below] may be cited as the ‘U.S. Holocaust Assets Commission Extension Act of 1999’.”

SHORT TITLE

Section 1 of act Mar. 10, 1950, provided that: “This Act [enacting this chapter] may be cited as the ‘International Claims Settlement Act of 1949’.”

TITLES OF ACT

Sections 1 and 3 of act Aug. 9, 1955, designated sections 1621 to 1627 of this title as “Title I” of act Mar. 10, 1950, which is classified to subchapter I of this chapter and added “Title II—Vesting and Liquidation of Bulgarian, Hungarian, and Rumanian Property” and “Title III—Claims Against Bulgaria, Hungary, Rumania, Italy, and the Soviet Union”, which are classified to subchapters II and III, respectively, of this chapter. Pub. L. 85-604 added Title IV, Claims Against Czechoslovakia, which is classified to subchapter IV of this chapter. Pub. L. 88-666 added Title V, Claims Against Cuba and China, which is classified to subchapter V of this chapter. Pub. L. 94-542 added Title VI, Claims Against German Democratic Republic, which is classified to subchapter VI of this chapter. Pub. L. 96-606 added Title VII, Claims Against Vietnam, which is classified to subchapter VII of this chapter.

ABOLITION OF INTERNATIONAL CLAIMS COMMISSION AND TRANSFER OF FUNCTIONS

International Claims Commission of the United States, including offices of its members, abolished and functions of Commission and of members, officers, and employees thereof transferred to Foreign Claims Settlement Commission of the United States by Reorg. Plan No. 1 of 1954, §§ 2, 4, eff. July 1, 1954, 19 F.R. 3985, 68 Stat. 1279, set out as a note under section 1622 of this title.

APPROPRIATIONS

Section 9 of act Mar. 10, 1950, provided that: “There is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, such sums as may be necessary to enable the Commission to carry out its functions under this Act [enacting this chapter].”

UNITED STATES HOLOCAUST ASSETS COMMISSION

Pub. L. 105-186, June 23, 1998, 112 Stat. 611, as amended by Pub. L. 106-155, § 2, Dec. 9, 1999, 113 Stat. 1740, provided that:

“SECTION 1. SHORT TITLE.

“This Act may be cited as the ‘U.S. Holocaust Assets Commission Act of 1998’.

“SEC. 2. ESTABLISHMENT OF COMMISSION.

“(a) ESTABLISHMENT.—There is established a Presidential Commission, to be known as the ‘Presidential Advisory Commission on Holocaust Assets in the United States’ (hereafter in this Act referred to as the ‘Commission’).

“(b) MEMBERSHIP.—

“(1) NUMBER.—The Commission shall be composed of 21 members, appointed in accordance with paragraph (2).

“(2) APPOINTMENTS.—Of the 21 members of the Commission—

“(A) eight shall be private citizens, appointed by the President;

“(B) four shall be representatives of the Department of State, the Department of Justice, the Department of the Army, and the Department of the Treasury (one representative of each such Department), appointed by the President;

“(C) two shall be Members of the House of Representatives, appointed by the Speaker of the House of Representatives;

“(D) two shall be Members of the House of Representatives, appointed by the minority leader of the House of Representatives;

“(E) two shall be Members of the Senate, appointed by the majority leader of the Senate;

“(F) two shall be Members of the Senate, appointed by the minority leader of the Senate; and

“(G) one shall be the Chairperson of the United States Holocaust Memorial Council.

“(3) CRITERIA FOR MEMBERSHIP.—Each private citizen appointed to the Commission shall be an individ-